

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works		(2) MEETING DATE June 6, 2006		(3) CONTACT/PHONE Straith Smith Zanartu, Accountant (805) 781-5282	
(4) SUBJECT Submittal of Resolutions to Levy Assessments for Flood Control Zones 1 and 1A (Arroyo Grande/Oceano Area)					
(5) SUMMARY OF REQUEST If approved, the attached Resolutions would continue to levy benefit assessments on the basis of \$10.00 per acre for 2006-07. The rate is the same as 2005-06. The rate has been the same for more than sixteen years. The benefit assessments are authorized per Section 13 of the San Luis Obispo County Flood Control and Water Conservation District Act.					
(6) RECOMMENDED ACTION It is our recommendation that: 1. Your Honorable Board approve subject Resolutions (2) and collect assessments as stipulated therein. 2. Direct the Clerk to file the approved Resolutions with the County Auditor no later than August 10, 2006.					
(7) FUNDING SOURCE(S) N/A		(8) CURRENT YEAR COST N/A		(9) ANNUAL COST N/A	
(10) BUDGETED? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes <input type="checkbox"/> N/A					
(11) OTHER AGENCY/ADVISORY GROUP INVOLVEMENT (LIST): Auditor-Controller, Treasurer/Tax Collector, County Counsel, and County Clerk					
(12) WILL REQUEST REQUIRE ADDITIONAL STAFF? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, How Many? _____ <input type="checkbox"/> Permanent _____ <input type="checkbox"/> Limited Term _____ <input type="checkbox"/> Contract _____ <input type="checkbox"/> Temporary Help _____					
(13) SUPERVISOR DISTRICT(S) <input type="checkbox"/> 1st, <input type="checkbox"/> 2nd, <input type="checkbox"/> 3rd, <input checked="" type="checkbox"/> 4th, <input type="checkbox"/> 5th, <input type="checkbox"/> All			(14) LOCATION MAP <input checked="" type="checkbox"/> Attached <input type="checkbox"/> N/A		(15) Maddy Act Appointments Signed-off by Clerk of the Board N/A
(16) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Hearing (Time Est. 10 Minutes) <input type="checkbox"/> Presentation <input type="checkbox"/> Board Business (Time Est. _____)			(17) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions (Orig + 4 copies) <input type="checkbox"/> Contracts (Orig + 4 copies) <input type="checkbox"/> Ordinances (Orig + 4 copies) <input type="checkbox"/> N/A		
(18) NEED EXTRA EXECUTED COPIES? <input type="checkbox"/> Number: _____ <input type="checkbox"/> Attached <input checked="" type="checkbox"/> N/A			(19) APPROPRIATION TRANSFER REQUIRED? <input type="checkbox"/> Submitted <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A		
(20) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A			(21) W-9 <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes		(22) Agenda Item History <input type="checkbox"/> N/A Date: 7-15-05
(23) ADMINISTRATIVE OFFICE REVIEW <div style="text-align: right; font-family: cursive; font-size: 1.2em; margin-top: 20px;">OK Leslie Brown</div>					

Reference: 06JUN6-C-9

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(6.6.06)



# SAN LUIS OBISPO COUNTY DEPARTMENT OF PUBLIC WORKS

Noel King, Director

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County Government Center, Room 207 • San Luis Obispo CA 93408 • (805) 781-5252

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Fax (805) 781-1229

email address: [pwd@co.slo.ca.us](mailto:pwd@co.slo.ca.us)

**TO:** Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District

**FROM:** Straith Smith Zanartu, Accountant *ASZ*

**VIA:** Will Clemens, Department Administrator *WC*

**DATE:** June 6, 2006

**SUBJECT:** Submittal of Resolutions to Levy Assessments for Flood Control Zones 1 and 1A (Arroyo Grande/Oceano Area)

## Recommendation

It is our recommendation that:

1. Your Honorable Board approve subject Resolutions (2) and collect assessments as stipulated therein.
2. Direct the Clerk to file the approved Resolutions with the County Auditor no later than August 10, 2006.

## Discussion

The benefit assessment funds activities associated with the Arroyo Grande Creek improvements (Zone 1), and the Los Berros diversion channel to Arroyo Grande Creek (Zone 1A). This rate has been in effect more than seventeen years. The current rate was in effect when Proposition 218 was passed. No vote on these current assessments is required. An assessment election will be held on June 6, 2006 where each property owner will vote on authorizing the collection of an additional annual assessment. Regardless as to the election results for the new assessment, the current assessment will continue to be submitted to the governing board of Flood Control Zone 1 & 1A. Although Board action on April 1, 2003 initiated the process of transferring the facilities to the California State Department of Water Resources, several activities for the transfer, and ongoing maintenance, require collection of the previously authorized assessments.

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### **Other Agency Involvement/Impact**

Tax Collector collects the charges on the taxroll, Auditor/Controller places the charges on the taxroll and County Counsel has approved the resolution as to form and effect. The County Clerk will file the resolution with the Auditor/Controller.

### **Financial Considerations**

Section 13 of the San Luis Obispo County Flood Control Act 7205 allows for the recovery of costs associated with the maintenance and improvement of the subject drainage projects. The amount of the assessment, per parcel, is \$10.00 per acre rounded to the nearest 1/2 acre. The revenues are included in the proposed Flood Control Zone 1 and 1A budgets for 2006-07. Total assessments levied in Flood Control Zone 1 will be approximately \$16,000, which represents 20%, not including the potential new annual assessment of the district funding. Total assessments levied in Flood Control Zone 1A will be approximately \$2,000, which represents 16% of the district funding.

### **Results**

Approximately \$16,000 in Flood Control Zone 1 and \$2,000 in Flood Control Zone 1A will be added to the property tax bills in the respective districts for 2006-07. This revenue will be used to finance flood control services within the respective districts. See resolution exhibit for amount charged each parcel.

Attachment: Resolutions  
Exhibits  
Vicinity Map.

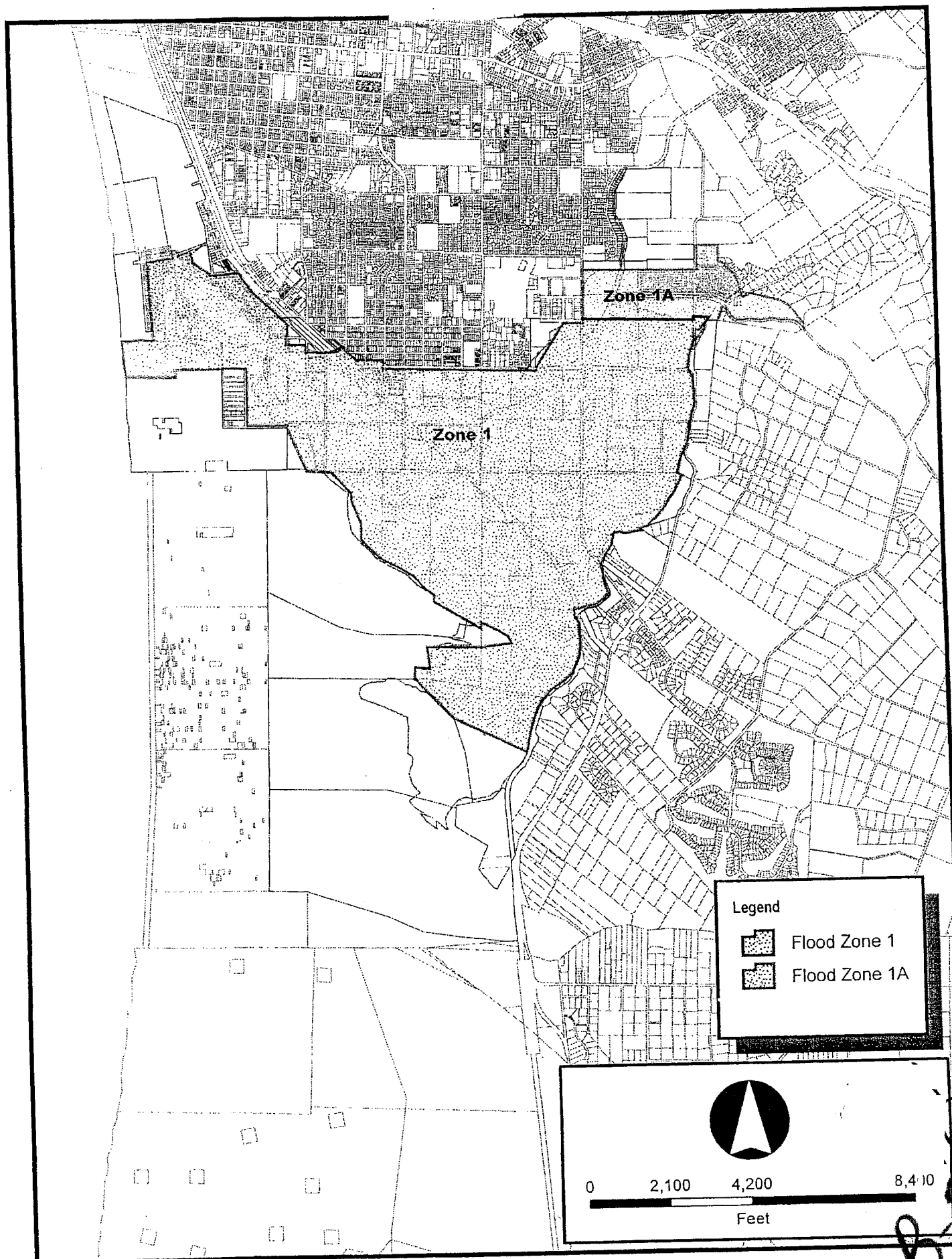
File: Districts/Flood Control Zones 1 and 1A

Reference: 06JUN6-C-2

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VICINITY MAP



**BEFORE THE BOARD OF SUPERVISORS**

*of the*

**SAN LUIS OBISPO COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT**

\_\_\_\_\_ day \_\_\_\_\_, 20\_\_\_\_

PRESENT: Supervisors

ABSENT:

**RESOLUTION NO.**

**RESOLUTION TO LEVY ASSESSMENTS FOR  
COSTS OF SAN LUIS OBISPO COUNTY  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT ZONE I  
(ARROYO GRANDE CREEK CHANNEL)**

The following resolution is hereby offered and read:

**WHEREAS**, said County Flood Control Zone I was established as a zone for those areas benefitting by the flood protection resulting from the Arroyo Grande Creek improvements; and

**WHEREAS**, periodic maintenance of said improvements is required; and

**WHEREAS**, Section 13, Paragraph 3, of the San Luis Obispo County Flood Control and Water Conservation District Act, provides that the Board has the authority:

"To levy... assessments upon all taxable property in each or any of said zones, according to the special benefits derived or to be derived therein to pay the cost and expenses of carrying out any of the objects or purposes of this act of special benefit to such zones, including the constructing, maintaining, operating, extending, repairing, or otherwise improving any or all works of improvement established or to be established within or on behalf of said respective zones."; and

**WHEREAS**, by Resolution 87-278 the Board of Supervisors did establish an assessment on all taxable property in said Zone 1 at the rate of \$10.00 (Ten Dollars) per acre per year, to the nearest one-half acre as determined by the County Public Works Director, with each urban building site defined as 1/2 acre.

**WHEREAS**, said Section 13 further provides that any such assessments shall be collected together with taxes for County purposes and paid into the County Treasury to the credit of said zone to be expended for, and only for, the purposes of said zone; and

**WHEREAS**, the areas benefitted are devoted to agricultural lands, some urban development and the public improvements and other improvements associated therewith; and

**WHEREAS**, agricultural lands benefit in direct proportion to the area of each property; and

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**WHEREAS**, as to parcels of less than one-half of one acre in size, the benefit is equivalent to that received by parcels in an urban area having an average parcel size of one-half acre; and

**WHEREAS**, Proposition 218, which was approved by California voters on November 5, 1996, added Articles XIIC and XIID to the Constitution of the State of California; and

**WHEREAS**, Sections 4 and 5 of said Article XIID affect laws governing, assessments; and

**WHEREAS**, Section 5 of said Article XIID provides that certain assessments existing on the effective date of said Article XIID are exempt from the procedures and approval process set forth in Section 4 of said Article XIID; and

**WHEREAS**, this resolution is for the purpose of continuing to levy flood control and/or drainage system assessments that were already existing on the effective date of said Article XIID; and

**WHEREAS**, since the assessments were imposed exclusively to finance the capital costs or maintenance and operation expenses for flood control and/or drainage systems, then pursuant to Section 6(a) of said Article XIID, they are explicitly exempt from the procedures and approval process set forth in Section 4 of said Article XIID although increases in such assessments shall be subject to the entirety of said Article XIID; and

**WHEREAS**, it is in the public interest to levy said assessments for fiscal year 2006-07.

**WHEREAS**, on March 21, 2006 by Resolution Number 2006-79, the Board of Supervisors did approve annexation of certain parcels to San Luis Obispo County Flood Control and Water Conservation District Zone 1; and

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS** as follows:

1. That this Board hereby determines that every charge set forth on the attachment document marked Exhibit "A" is an accurate computation of said assessment (said Exhibit "A" being hereby expressly incorporated herein by reference as though here fully set forth); and the Board hereby confirms and adopts the report for 2006-07 containing such charges set forth in said Exhibit "A".
2. That pursuant to Section 13 of the San Luis Obispo County Flood Control and Water Conservation District Act, Act 7205 of Deering's California Codes, Water - Uncodified Acts, the said assessments, as set forth in Exhibit "A" hereto, shall be levied; and, the County Tax Collector/Treasurer shall collect same together with taxes levied for County purposes.

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Upon motion of Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted.

\_\_\_\_\_  
Chairperson of the Board of Supervisors

ATTEST:

\_\_\_\_\_  
Clerk of the Board of Supervisors

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

JAMES B. LINDHOLM, JR.  
County Counsel

By: *Robert J. [Signature]*  
Deputy County Counsel

Dated: 5/23/06

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STATE OF CALIFORNIA, }  
County of San Luis Obispo, } ss.

I, \_\_\_\_\_, County Clerk and ex-officio Clerk of the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

(SEAL)

\_\_\_\_\_  
County Clerk and Ex-Officio Clerk of the Board of Supervisors

By \_\_\_\_\_  
Deputy Clerk.

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**Service Charge 2006-07- Flood Control Zone 1  
(Arroyo Grande Creek Area)**

22-May-06

**Exhibit A**

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<u>APN</u>	<u>AMOUNT</u>
061-012-004	\$5.00
061-012-005	\$5.00
061-012-006	\$5.00
061-012-008	\$5.00
061-012-013	\$5.00
061-012-014	\$5.00
061-012-015	\$5.00
061-012-016	\$5.00
061-012-018	\$5.00
061-012-019	\$5.00
061-012-020	\$5.00
061-012-021	\$5.00
061-012-025	\$5.00
061-012-026	\$5.00
061-012-030	\$5.00
061-012-033	\$5.00
061-012-034	\$5.00
061-012-035	\$5.00
061-012-036	\$5.00
061-012-041	\$5.00
061-012-043	\$5.00
061-012-044	\$5.00
061-012-045	\$5.00
061-012-046	\$5.00
061-012-047	\$5.00
061-012-048	\$5.00
061-012-049	\$5.00
061-012-050	\$5.00
061-012-051	\$5.00
061-012-052	\$5.00
061-012-053	\$5.00
061-012-054	\$5.00
061-012-057	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
061-012-058	\$5.00
061-021-005	\$5.00
061-021-006	\$5.00
061-021-009	\$5.00
061-021-010	\$5.00
061-021-014	\$5.00
061-021-023	\$5.00
061-021-026	\$5.00
061-021-027	\$5.00
061-021-030	\$5.00
061-021-031	\$5.00
061-021-034	\$5.00
061-021-037	\$5.00
061-021-038	\$5.00
061-021-043	\$5.00
061-021-045	\$5.00
061-021-046	\$5.00
061-021-047	\$5.00
061-021-050	\$5.00
061-021-051	\$5.00
061-021-057	\$5.00
061-021-058	\$5.00
061-021-061	\$5.00
061-021-062	\$5.00
061-021-064	\$5.00
061-021-066	\$5.00
061-021-067	\$5.00
061-021-070	\$5.00
061-021-071	\$5.00
061-021-072	\$5.00
061-021-073	\$5.00
061-021-074	\$5.00
061-021-075	\$5.00
061-021-076	\$5.00
061-021-077	\$5.00
061-021-078	\$5.00
061-021-079	\$5.00
061-021-080	\$5.00
061-022-003	\$5.00
061-022-006	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
061-022-007	\$5.00
061-022-008	\$5.00
061-022-010	\$5.00
061-022-013	\$5.00
061-022-014	\$5.00
061-022-015	\$5.00
061-022-016	\$5.00
061-022-025	\$5.00
061-022-026	\$5.00
061-022-027	\$5.00
061-022-028	\$5.00
061-022-029	\$5.00
061-022-030	\$5.00
061-022-032	\$5.00
061-022-033	\$5.00
061-022-047	\$5.00
061-022-048	\$5.00
061-022-049	\$5.00
061-022-050	\$5.00
061-022-051	\$5.00
061-022-052	\$5.00
061-022-053	\$5.00
061-022-054	\$5.00
061-022-055	\$5.00
061-022-056	\$5.00
061-022-057	\$5.00
061-031-001	\$5.00
061-032-016	\$5.00
061-032-035	\$5.00
061-032-036	\$5.00
061-032-037	\$5.00
061-033-001	\$5.00
061-033-002	\$5.00
061-033-003	\$5.00
061-033-004	\$5.00
061-033-005	\$5.00
061-033-006	\$5.00
061-033-007	\$5.00
061-033-012	\$5.00
061-033-013	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
061-033-014	\$5.00
061-033-017	\$5.00
061-033-018	\$5.00
061-033-019	\$5.00
061-033-020	\$5.00
061-033-021	\$5.00
061-033-026	\$5.00
061-033-027	\$5.00
061-033-028	\$5.00
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061-033-030	\$5.00
061-033-031	\$5.00
061-033-036	\$5.00
061-033-037	\$5.00
061-033-038	\$5.00
061-033-039	\$5.00
061-033-040	\$5.00
061-033-041	\$5.00
061-033-042	\$5.00
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061-033-050	\$5.00
061-033-051	\$5.00
061-033-052	\$5.00
061-033-057	\$5.00
061-033-058	\$5.00
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061-041-002	\$5.00
061-041-003	\$5.00
061-041-004	\$5.00
061-041-007	\$5.00
061-041-009	\$5.00
061-041-010	\$5.00
061-041-013	\$5.00
061-041-014	\$5.00
061-041-015	\$5.00
061-041-016	\$5.00
061-041-017	\$5.00
061-041-018	\$5.00
061-041-019	\$5.00
061-041-020	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
061-041-021	\$5.00
061-042-001	\$5.00
061-042-003	\$5.00
061-042-004	\$5.00
061-042-005	\$5.00
061-042-007	\$5.00
061-042-008	\$5.00
061-042-009	\$5.00
061-042-010	\$5.00
061-042-011	\$5.00
061-042-012	\$5.00
061-042-013	\$5.00
061-042-014	\$5.00
061-042-015	\$5.00
061-042-016	\$5.00
061-042-017	\$5.00
061-042-022	\$5.00
061-042-023	\$5.00
061-042-024	\$5.00
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061-042-026	\$5.00
061-042-027	\$5.00
061-042-028	\$5.00
061-044-006	\$5.00
061-044-011	\$5.00
061-044-012	\$15.00
061-044-013	\$5.00
061-044-014	\$5.00
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061-044-019	\$5.00
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061-044-021	\$5.00
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061-044-024	\$5.00
061-044-026	\$5.00
061-044-027	\$5.00
061-044-029	\$5.00
061-044-030	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
061-044-031	\$5.00
061-044-032	\$5.00
061-044-033	\$5.00
061-044-034	\$5.00
061-044-035	\$5.00
061-046-005	\$5.00
061-046-006	\$5.00
061-046-007	\$5.00
061-046-008	\$5.00
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061-046-010	\$5.00
061-046-012	\$5.00
061-046-014	\$5.00
061-046-015	\$5.00
061-046-016	\$5.00
061-046-017	\$5.00
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061-046-021	\$5.00
061-046-022	\$5.00
061-046-026	\$5.00
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061-046-028	\$5.00
061-046-029	\$5.00
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061-046-049	\$5.00
061-046-050	\$5.00
061-046-051	\$5.00
061-046-052	\$5.00
061-061-008	\$5.00
061-061-009	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
061-061-010	\$5.00
061-061-014	\$5.00
061-061-018	\$5.00
061-061-019	\$5.00
061-061-022	\$5.00
061-061-025	\$5.00
061-061-026	\$5.00
061-061-027	\$5.00
061-061-028	\$5.00
061-061-029	\$5.00
061-061-030	\$5.00
061-061-031	\$5.00
061-062-004	\$5.00
061-062-009	\$5.00
061-062-011	\$5.00
061-062-012	\$5.00
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061-062-023	\$5.00
061-062-027	\$5.00
061-062-028	\$5.00
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061-071-029	\$5.00
061-071-030	\$5.00
061-071-031	\$5.00
061-071-034	\$5.00
061-071-035	\$5.00
061-071-036	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
061-071-037	\$5.00
061-071-038	\$5.00
061-071-039	\$5.00
061-071-040	\$5.00
061-071-041	\$5.00
061-071-044	\$5.00
061-071-045	\$5.00
061-071-046	\$5.00
061-071-047	\$5.00
061-072-007	\$5.00
061-072-027	\$5.00
061-072-028	\$5.00
061-072-029	\$5.00
061-072-032	\$5.00
061-072-034	\$5.00
061-072-035	\$5.00
061-072-036	\$5.00
061-072-037	\$5.00
061-072-041	\$5.00
061-072-042	\$5.00
061-072-043	\$5.00
061-072-044	\$5.00
061-072-045	\$5.00
061-072-046	\$5.00
061-072-047	\$5.00
061-072-048	\$5.00
061-072-049	\$5.00
061-081-015	\$5.00
061-081-016	\$5.00
061-081-019	\$5.00
061-081-024	\$5.00
061-081-026	\$5.00
061-081-027	\$5.00
061-081-030	\$5.00
061-081-031	\$5.00
061-081-033	\$5.00
061-081-035	\$5.00
061-081-036	\$5.00
061-081-037	\$5.00
061-082-001	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
061-082-002	\$5.00
061-082-004	\$5.00
061-082-006	\$5.00
061-082-007	\$5.00
061-082-010	\$5.00
061-082-011	\$5.00
061-082-014	\$5.00
061-082-015	\$5.00
061-082-016	\$5.00
061-082-017	\$5.00
061-082-018	\$5.00
061-082-019	\$5.00
061-082-020	\$5.00
061-082-021	\$5.00
061-082-022	\$5.00
061-082-023	\$5.00
061-082-024	\$5.00
061-082-025	\$5.00
061-082-026	\$5.00
061-083-001	\$5.00
061-083-002	\$5.00
061-091-018	\$30.00
061-091-020	\$125.00
061-091-025	\$40.00
061-091-026	\$20.00
061-091-027	\$5.00
061-091-029	\$20.00
061-131-001	\$5.00
061-131-005	\$5.00
061-131-009	\$30.00
061-131-012	\$15.00
061-131-020	\$10.00
061-131-021	\$5.00
061-131-022	\$15.00
061-134-007	\$5.00
061-134-008	\$15.00
061-161-008	\$80.00
061-161-009	\$205.00
061-161-010	\$35.00
061-161-011	\$50.00

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<u>APN</u>	<u>AMOUNT</u>
061-171-003	\$5.00
061-171-005	\$10.00
061-171-006	\$10.00
061-171-007	\$25.00
061-261-006	\$15.00
061-261-007	\$160.00
061-261-012	\$180.00
061-261-013	\$90.00
061-321-001	\$115.00
061-321-002	\$40.00
061-321-003	\$190.00
061-321-004	\$180.00
061-331-001	\$15.00
061-331-002	\$10.00
061-331-003	\$30.00
061-331-004	\$120.00
061-331-005	\$80.00
061-331-006	\$35.00
061-331-008	\$25.00
061-331-009	\$30.00
061-331-010	\$120.00
061-331-011	\$35.00
061-331-012	\$120.00
061-331-013	\$125.00
062-083-010	\$5.00
062-083-012	\$5.00
062-083-013	\$5.00
062-083-014	\$5.00
062-083-018	\$5.00
062-083-019	\$5.00
062-111-009	\$5.00
062-111-010	\$5.00
062-111-011	\$5.00
062-111-014	\$5.00
062-111-023	\$5.00
062-111-024	\$5.00
062-111-028	\$5.00
062-111-029	\$5.00
062-111-030	\$5.00
062-112-002	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
062-114-006	\$5.00
062-114-007	\$5.00
062-114-016	\$5.00
062-114-022	\$5.00
062-114-023	\$5.00
062-115-002	\$5.00
062-115-005	\$5.00
062-115-006	\$5.00
062-115-011	\$5.00
062-115-013	\$5.00
062-115-017	\$5.00
062-115-022	\$5.00
062-115-023	\$5.00
062-115-024	\$5.00
062-115-025	\$5.00
062-115-029	\$5.00
062-115-030	\$5.00
062-115-031	\$5.00
062-115-032	\$5.00
062-115-033	\$5.00
062-115-034	\$5.00
062-117-003	\$5.00
062-117-004	\$5.00
062-117-005	\$5.00
062-117-008	\$5.00
062-117-009	\$5.00
062-117-011	\$5.00
062-117-012	\$5.00
062-117-013	\$5.00
062-117-014	\$5.00
062-117-015	\$5.00
062-117-016	\$5.00
062-118-003	\$110.00
062-122-005	\$80.00
062-122-006	\$80.00
062-122-007	\$10.00
062-122-009	\$25.00
062-122-010	\$25.00
062-142-001	\$5.00
062-143-001	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
062-143-006	\$5.00
062-143-007	\$5.00
062-143-012	\$5.00
062-143-014	\$5.00
062-143-015	\$5.00
062-143-016	\$5.00
062-143-017	\$5.00
062-143-018	\$5.00
062-143-019	\$5.00
062-151-002	\$90.00
062-151-004	\$60.00
062-151-005	\$75.00
062-151-006	\$5.00
075-031-002	\$230.00
075-031-003	\$105.00
075-031-004	\$105.00
075-031-005	\$190.00
075-031-006	\$150.00
075-031-007	\$165.00
075-031-013	\$20.00
075-031-015	\$400.00
075-031-016	\$200.00
075-031-020	\$435.00
075-031-021	\$205.00
075-032-005	\$10.00
075-032-006	\$150.00
075-032-007	\$405.00
075-032-008	\$165.00
075-032-009	\$20.00
075-032-010	\$110.00
075-032-011	\$195.00
075-032-012	\$415.00
075-032-013	\$200.00
075-121-002	\$160.00
075-121-003	\$335.00
075-121-004	\$510.00
075-121-005	\$440.00
075-121-006	\$600.00
075-121-007	\$330.00
075-121-008	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
075-121-009	\$55.00
075-121-010	\$110.00
075-131-001	\$340.00
075-131-002	\$365.00
075-131-003	\$390.00
075-131-004	\$240.00
075-131-005	\$410.00
075-141-001	\$1,160.00
075-141-003	\$250.00
075-141-004	\$240.00
075-141-005	\$5.00
075-181-035	\$610.00
075-181-036	\$10.00
075-191-004	\$5.00
075-191-006	\$5.00
075-191-009	\$10.00
075-191-011	\$5.00
075-191-015	\$5.00
075-191-016	\$5.00
075-191-017	\$5.00
075-191-018	\$5.00
075-191-033	\$5.00
075-191-034	\$40.00
075-191-038	\$5.00
075-261-003	\$380.00
075-321-025	\$10.00
075-321-026	\$10.00
<b><u>Grand Total:</u></b>	<b>\$15,960.00</b>
<b><u>Tax Fund:</u></b> 1751	<b><u>No of APNs:</u></b> <span style="border: 1px solid black; padding: 2px;">500</span>

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**BEFORE THE BOARD OF SUPERVISORS**

*of the*

**SAN LUIS OBISPO COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT**

\_\_\_\_\_ day \_\_\_\_\_, 20\_\_\_\_

PRESENT: Supervisors

ABSENT:

**RESOLUTION NO.**

**RESOLUTION TO LEVY ASSESSMENTS FOR  
COSTS OF SAN LUIS OBISPO COUNTY  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT ZONE I-A  
(LOS BERROS DIVERSION CHANNEL OF ARROYO GRANDE CREEK)**

The following resolution is hereby offered and read:

**WHEREAS**, said County Flood Control Zone I-A was established as a zone for those areas benefitting by the flood protection resulting from the maintenance of the Los Berros Diversion Channel of Arroyo Grande Creek; and

**WHEREAS**, periodic maintenance of said improvements and creek is required; and

**WHEREAS**, Section 13, Paragraph 3, of the San Luis Obispo County Flood Control and Water Conservation District Act, provides that the Board has the authority:

"To levy ... assessments upon all taxable property in each or any of said zones, according to the special benefits derived or to be derived therein to pay the cost and expenses of carrying out any of the objects or purposes of this act of special benefit to such zones, including the constructing, maintaining, operating, extending, repairing, or otherwise improving any or all works of improvement established or to be established within or on behalf of said respective zones."; and

**WHEREAS**, by Resolution 87-279 the Board of Supervisors did establish an assessment on all taxable property in said Zone 1-A at the rate of \$10.00 (Ten Dollars) per acre per year, to the nearest one-half acre as determined by the County Public Works Director, with each urban building site defined as 1/2 acre.

**WHEREAS**, said Section 13 further provides that any such assessments shall be collected together with taxes for County purposes and paid into the County Treasury to the credit of said zone to be expended for, and only for, the purposes of said zone; and

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**WHEREAS**, the areas benefitted are devoted to agricultural lands, some urban development and the public improvements and other improvements associated therewith; and

**WHEREAS**, agricultural lands benefit in direct proportion to the area of each property; and

**WHEREAS**, as to parcels of less than one-half of one acre in size, the benefit is equivalent to that received by parcels in an urban area having an average parcel size of one-half acre; and

**WHEREAS**, Proposition 218, which was approved by California voters on November 5, 1996, added Articles XIIC and XIID to the Constitution of the State of California ; and

**WHEREAS**, Sections 4 and 5 of said Article XIID affect laws governing, assessments; and

**WHEREAS**, Section 5 of said Article XIID provides that certain assessments existing on the effective date of said Article XIID are exempt from the procedures and approval process set forth in Section 4 of said Article XIID; and

**WHEREAS**, this resolution is for the purpose of continuing to levy flood control and/or drainage system assessments that were already existing on the effective date of said Article XIID; and

**WHEREAS**, since the assessments were imposed exclusively to finance the capital costs or maintenance and operation expenses for flood control and/or drainage systems, then pursuant to Section 6(a) of said Article XIID, they are explicitly exempt from the procedures and approval process set forth in Section 4 of said Article XIID although increases in such assessments shall be subject to the entirety of said Article XIID; and

**WHEREAS**, it is in the public interest to levy said assessments for fiscal year 2006-07.

**WHEREAS**, on March 21, 2006 by Resolution Number 2006-79, the Board of Supervisors did approve annexation of certain parcels to San Luis Obispo County Flood control and Water Conservation District; and

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS** as follows:

1. That this Board hereby determines that every charge set forth on the attachment document marked Exhibit "A" is an accurate computation of said assessment (said Exhibit "A" being hereby expressly incorporated herein by reference as though here fully set forth); and the Board hereby confirms and adopts the report for (2006-07) containing such charges set forth in said Exhibit "A".
2. That pursuant to Section 13 of the San Luis Obispo County Flood Control and Water Conservation District Act, Act 7205 of Deering's California Codes, Water - Uncodified Acts, the said assessments, as set forth in Exhibit "A" hereto, shall be levied; and, the County Tax Collector/Treasurer shall collect same together with taxes levied for County purposes.

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Upon motion of Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted.

\_\_\_\_\_  
Chairperson of the Board of Supervisors

ATTEST:

\_\_\_\_\_  
Clerk of the Board of Supervisors

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

JAMES B. LINDHOLM, JR.  
County Counsel

By: *Robert J. Fourn*  
Deputy County Counsel

Dated: 5/22/06

L:\ACCTNG\MAY06\0578X1 5-23-06 -RSL.wpd.SSZ:CAH

STATE OF CALIFORNIA, }  
County of San Luis Obispo, } ss.

I, \_\_\_\_\_, County Clerk and ex-officio Clerk of the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

(SEAL)

\_\_\_\_\_  
County Clerk and Ex-Officio Clerk of the Board of Supervisors

By \_\_\_\_\_  
Deputy Clerk.

*B7D*  
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**Service Charge 2006-07 Flood Control Zone 1-A  
(Los Berros Diversion Channel of Arroyo Grande Creek )**

22-May-06

**Exhibit A**

<u>APN</u>	<u>AMOUNT</u>
006-073-001	\$5.00
006-073-002	\$5.00
006-073-003	\$5.00
006-073-004	\$5.00
006-073-005	\$5.00
006-073-006	\$5.00
006-073-007	\$5.00
006-073-008	\$5.00
006-073-009	\$5.00
006-073-010	\$5.00
006-073-011	\$5.00
006-074-001	\$5.00
006-074-002	\$5.00
006-074-003	\$5.00
006-074-004	\$5.00
006-074-005	\$5.00
006-074-006	\$5.00
006-074-007	\$5.00
006-074-008	\$5.00
006-074-009	\$5.00
006-075-001	\$5.00
006-075-002	\$5.00
006-075-003	\$5.00
006-075-004	\$5.00
006-075-005	\$5.00
006-075-006	\$5.00
006-075-007	\$5.00
006-075-008	\$5.00
006-075-009	\$5.00
006-075-010	\$5.00
006-075-011	\$5.00
006-075-012	\$5.00
006-075-013	\$5.00
006-075-014	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
006-075-015	\$5.00
006-075-016	\$5.00
006-075-017	\$5.00
006-075-018	\$5.00
006-076-001	\$5.00
006-076-002	\$5.00
006-076-003	\$5.00
006-076-004	\$5.00
006-076-005	\$5.00
006-076-006	\$5.00
006-076-007	\$5.00
006-076-008	\$5.00
006-076-009	\$5.00
006-076-010	\$5.00
006-076-011	\$5.00
006-076-012	\$5.00
006-076-013	\$5.00
006-076-014	\$5.00
006-076-015	\$5.00
006-076-016	\$5.00
006-076-017	\$5.00
006-076-018	\$5.00
006-077-001	\$5.00
006-077-002	\$5.00
006-077-003	\$5.00
006-077-004	\$5.00
006-077-005	\$5.00
006-077-006	\$5.00
006-077-007	\$5.00
006-077-008	\$5.00
006-077-009	\$5.00
006-077-010	\$5.00
006-077-011	\$5.00
006-077-012	\$5.00
006-077-013	\$5.00
006-077-014	\$5.00
006-077-015	\$5.00
006-077-016	\$5.00
006-077-017	\$5.00
006-077-018	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
006-077-019	\$5.00
006-077-020	\$5.00
006-077-021	\$5.00
006-077-022	\$5.00
006-077-023	\$5.00
006-077-024	\$5.00
006-077-025	\$5.00
006-077-026	\$5.00
006-077-027	\$5.00
006-077-028	\$5.00
006-077-029	\$5.00
006-077-030	\$5.00
006-077-031	\$5.00
006-077-032	\$5.00
006-077-033	\$5.00
006-077-034	\$5.00
006-077-035	\$5.00
006-077-036	\$5.00
006-077-037	\$5.00
006-077-038	\$5.00
006-077-039	\$5.00
006-077-040	\$5.00
006-077-041	\$5.00
006-077-042	\$5.00
006-077-043	\$5.00
006-077-044	\$5.00
006-077-045	\$5.00
006-077-046	\$5.00
006-077-047	\$5.00
006-084-014	\$5.00
006-084-015	\$10.00
006-084-016	\$5.00
006-084-017	\$5.00
006-084-018	\$65.00
006-085-001	\$5.00
006-085-002	\$5.00
006-085-003	\$5.00
006-085-004	\$5.00
006-085-005	\$5.00
006-085-006	\$5.00

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<u>APN</u>	<u>AMOUNT</u>
006-085-007	\$5.00
006-085-008	\$5.00
006-085-009	\$5.00
006-085-010	\$5.00
006-085-011	\$5.00
006-085-012	\$5.00
006-085-013	\$5.00
006-085-014	\$5.00
006-085-015	\$5.00
006-085-016	\$5.00
006-085-017	\$5.00
006-085-018	\$5.00
006-085-019	\$5.00
006-085-020	\$5.00
006-085-021	\$5.00
006-085-022	\$5.00
006-085-023	\$5.00
006-085-024	\$5.00
006-085-025	\$10.00
006-085-026	\$5.00
006-085-027	\$5.00
006-085-028	\$5.00
006-085-029	\$5.00
006-085-030	\$5.00
006-085-031	\$5.00
006-085-032	\$5.00
006-085-033	\$5.00
006-085-034	\$5.00
006-085-035	\$5.00
006-085-036	\$5.00
006-085-037	\$5.00
006-085-038	\$5.00
006-085-039	\$5.00
006-085-040	\$5.00
006-085-041	\$5.00
006-085-042	\$5.00
006-085-043	\$5.00
006-085-044	\$5.00
006-085-045	\$5.00
006-085-046	\$5.00

Handwritten signature or initials, possibly reading 'B. J. 27'.

<u>APN</u>	<u>AMOUNT</u>
006-085-047	\$5.00
006-085-048	\$5.00
006-085-049	\$5.00
006-085-050	\$5.00
006-085-051	\$5.00
006-085-052	\$5.00
006-085-053	\$5.00
006-085-054	\$5.00
006-085-055	\$5.00
006-085-056	\$5.00
006-085-057	\$5.00
006-085-058	\$5.00
006-085-059	\$5.00
006-085-060	\$5.00
006-085-061	\$5.00
006-085-062	\$5.00
006-085-063	\$5.00
006-085-064	\$5.00
006-085-065	\$5.00
006-085-066	\$5.00
006-085-067	\$5.00
006-085-068	\$5.00
006-085-069	\$5.00
006-085-070	\$5.00
006-085-071	\$5.00
006-085-072	\$5.00
006-085-073	\$5.00
006-085-074	\$5.00
006-085-075	\$5.00
006-085-076	\$5.00
006-085-077	\$5.00
006-085-078	\$5.00
006-085-079	\$5.00
006-085-080	\$5.00
006-085-081	\$5.00
006-085-082	\$5.00
006-085-083	\$5.00
006-085-084	\$5.00
006-085-085	\$5.00
006-085-086	\$5.00

Service Charge 2006-07 - FCZ 1-A, Exhibit A

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<u>APN</u>	<u>AMOUNT</u>
006-085-087	\$5.00
006-085-088	\$5.00
006-085-089	\$5.00
006-085-090	\$5.00
006-086-001	\$5.00
006-086-002	\$5.00
006-086-003	\$5.00
006-086-004	\$5.00
006-086-005	\$5.00
006-086-006	\$5.00
006-086-007	\$5.00
006-086-008	\$5.00
006-086-009	\$5.00
075-011-020	\$210.00
075-011-022	\$220.00
075-011-041	\$15.00
075-011-042	\$200.00
075-021-036	\$10.00
075-021-038	\$10.00
075-021-040	\$70.00
075-021-047	\$240.00
075-390-001	\$5.00
075-390-002	\$5.00
075-390-003	\$5.00
075-390-004	\$5.00
075-390-007	\$5.00
075-390-031	\$5.00
075-390-032	\$5.00
<b><u>Grand Total:</u></b>	<b>\$2,115.00</b>
<b><u>Tax Fund:</u></b> 1752	<b><u>No of APNs:</u></b> 222

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